

TIMOTHY L. ST. HILAIRE

v.

CITY OF AUBURN et al.

Submitted on Briefs December 12, 2003  
Decided December 18, 2003

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,  
CALKINS, and LEVY, JJ.

#### MEMORANDUM OF DECISION

Timothy L. St. Hilaire appeals from a Superior Court (Androscoggin County, *Gorman, J.*) judgment upholding the City of Auburn Planning Board's decision to grant James A. Pittman, president of Jim's Auto Sales, Inc., a special permit exception to operate an automobile sales annex north of his existing dealership. Contrary to St. Hilaire's assertions, Pittman followed the required procedures, AUBURN, ME., ZONING ORDINANCE, art. 7, § 7.2(C), and presented the Board with sufficient evidence to justify a special exception permit in this case.

*See Maritime Energy v. Fund Ins. Review Bd.*, 2001 ME 45, ¶ 7, 767 A.2d 812,  
814.

The entry is:

Judgment affirmed.

---

For plaintiff:

Timothy St. Hilaire  
P O Box 3163  
Auburn, ME 04212

Attorney for defendant:

John W. Conway, Esq.  
Linnell, Choate & Webber  
P O Box 190  
Auburn, ME 04212-0190